

**Federal Defenders  
OF NEW YORK, INC.**

Southern District  
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January 18, 2023

**BY ECF**

The Honorable Katherine Polk Failla  
United States District Judge  
Southern District of New York  
500 Pearl Street  
New York, NY 10007

**Re: United States v. Carlos Baez  
22 Cr 364 (KPF)**

Dear Judge Failla:

**MEMO ENDORSED**

I write at the suggestion of Pretrial Services (and with its consent) to respectfully request the Court remove Mr. Baez's bail condition of curfew with electronic monitoring. Mr. Baez has been fully compliant with the terms of his release since June 2022, and he was recently hired by Con Edison as an emergency flagger, that will require him to work overnight shifts. Pretrial recommends removing this condition as he has been fully compliant with the terms of his release.

The Government consents to removing electronic monitoring on nights that he is working but opposes doing so on nights that he is off. Such a result would be cumbersome for Pretrial, and given that Pretrial recommends removing the monitor, the defense respectfully requests the Court adopt the defense's request in full. Thank you for the Court's consideration.

Respectfully submitted

/s/ ~~JMF~~

Ian H. Marcus Amelkin  
Assistant Federal Defender  
(212) 417-8733

cc: AUSA Amanda Weingarten, Esq.

SO ORDERED.

Application GRANTED in full.

Dated: January 18, 2023  
New York, New York

*Katherine Polk Failla*  
HON. KATHERINE POLK FAILLA  
UNITED STATES DISTRICT JUDGE